## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION CIVIL ACTION NO. 3:09-CV-93-RJC-DCK

<u>ORDER</u>
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THIS MATTER IS BEFORE THE COURT *sua sponte* for scheduling purposes. This matter has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. §636(b), and there is a motion ripe for disposition.

IT IS, THEREFORE, ORDERED that counsel for the parties shall appear before the undersigned for a Status and Motions Hearing, on Tuesday, August 4, 2009, prepared to discuss the status of this case and to argue the pending motion to dismiss. The Clerk will issue a separate Notice of Hearing confirming the date, time, and location of the hearing.

IT IS SO ORDERED.

Signed: July 15, 2009

David C. Keesler

United States Magistrate Judge